

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

AUSTIN EDWARD LIGHTFEATHER,

Plaintiff,

vs.

RECORDS DEPARTMENT OF HEALTH
AND HUMAN SERVICES; TERESSA LAST
NAME UNKNOWN; TIA LAST NAME
UNKNOWN; DEVELOPMENTAL
DISABILITY SERVICES, BRYAN WEST
HOSPITAL, of Lincoln, NE Psychiatric Adult
Unit; DOCTOR SYDICI, and DOCTOR
SHA, of the Lasting Hope Recovery Center;

Defendants.

8:22CV229

ORDER

This matter is before the court on its own motion. Plaintiff filed a Complaint, [Filing No. 1](#), on June 17, 2022. However, Plaintiff failed to include the \$402.00 filing and administrative fees. Plaintiff has the choice of either submitting the \$402.00 filing and administrative fees to the clerk's office or submitting a request to proceed in forma pauperis ("IFP").¹ Failure to take either action within 30 days will result in the court dismissing this case without further notice to Plaintiff.

¹ If Plaintiff is granted leave to proceed IFP in this matter, he will be allowed to pay the court's \$350 filing fee in installments. See [28 U.S.C. § 1915\(b\)\(1\)](#); [In re Tyler](#), 110 F.3d 528, 529–30 (8th Cir. 1997). He would not be subject to the \$52.00 administrative fee assessed to non-IFP plaintiffs.

IT IS THEREFORE ORDERED that:

1. Plaintiff is directed to submit the \$402.00 fees to the clerk's office or submit a request to proceed in forma pauperis within 30 days. Failure to take either action will result in dismissal of this matter without further notice.

2. The clerk of the court is directed to send to Plaintiff the Form AO240 ("Application to Proceed Without Prepayment of Fees and Affidavit").

3. The clerk of the court is directed to set a pro se case management deadline in this matter with the following text: **July 29, 2022**: Check for MIFP or payment.

Dated this 29th day of June, 2022.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J. Bataillon", written over the printed name.

Joseph F. Bataillon
Senior United States District Judge